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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/537,897

06/07/2005

Ana Isabel Sanz Molinero

BJS-4982-5

8027

23117

7590

06/18/2008

NIXON & VANDERHYE, PC
901 NORTH GLEBE ROAD, 11TH FLOOR
ARLINGTON, VA 22203

EXAMINER

BAUM, STUART F

ART UNIT

PAPER NUMBER

1638

MAIL DATE

DELIVERY MODE

06/18/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10537897	6/7/05	SANZ MOLINERO, ANA ISABEL	BJS-4982-5

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ARLINGTON, VA 22203

EXAMINER

STUART F.. BAUM

ART UNIT	PAPER
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1638

20080616

DATE MAILED:

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Commissioner for Patents

1. The amendment filed on 3/31/2008 in response to the office communication mailed 11/30/2007 is non-responsive for amending the claims to recite "said 2xC2H2 zinc finger protein comprising a motif having at least 80% identity to any one or more of the motifs selected from the group consisting of: (i)-(iv)", wherein (i)-(iv) comprise a sequence that was previously restricted as set forth in the restriction requirement mailed 5/30/2007. For example, SEQ ID NO:5 consists of the amino acid sequence QALGGH which is the subject matter of Group III. The Office contends that the currently amended claims are drawn to non-elected subject matter and that claims drawn to the originally elected group are not presented in the amended claims. The Office further notes that after a cursory review of SEQ ID NO:5 and 8 as recited in the sequence listing, claim elements (i), (ii) and (iii) are not searchable.
2. Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stuart Baum whose telephone number is (571) 272-0792. The examiner can normally be reached on Monday-Friday 8:30AM – 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anne Marie Grunberg can be reached on (571) 272-0975. The fax phone numbers for the organization where this application or proceeding is assigned is (571) 272-8300.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist, who may be contacted at 571 272-1600.

/Stuart F. Baum/
Stuart F. Baum Ph.D.
Patent Examiner
Art Unit 1638
June 16, 2008